

## DECLARATION FOR PATENT APPLICATION

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name,

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled

## COMPOSITIONS OF TOCOL-SOLUBLE THERAPEUTICS

the specification of which (check one) ☐ is attached hereto or ☐ was filed on September 27, 2000 as Application No. 09/671,753, and was amended on      (if applicable).

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose all information which is material to patentability as defined in 37 CFR § 1.56.

I hereby claim foreign priority benefits under 35 U.S.C. § 119(a)-(d) or § 365(b) of any foreign application(s) for patent or inventor's certificate, or § 365(a) of any PCT International application which designated at least one country other than the United States, listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

Prior Foreign Application(s)

Priority Claimed  
Yes No

Number Country Day/Month/Year Filed

Number Country Day/Month/Year Filed

I hereby claim the benefit under 35 U.S.C. § 119(e) of any United States provisional application(s) below.

60/156,128 September 27, 1999

Application Number Filing Date

Application Number Filing Date

I hereby claim the benefit under 35 U.S.C. § 120 of any United States application(s), or § 365(c) of any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of 35 U.S.C. § 112, I acknowledge the duty to disclose all information which is material to patentability as defined in 37 CFR § 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application:

Application Number

Filing Date

Status: Patented, Pending, Abandoned

Application Number

Filing Date

Status: Patented, Pending, Abandoned

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment or both, under 18 U.S.C. § 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

I hereby appoint the following as my attorney with full power of substitution to prosecute this application and transact all business in the patent office connected therewith:

JOEL G. ACKERMAN, REG. 24,307

Send correspondence to

Joel G. Ackerman  
2001 Ferry Building  
San Francisco, CA 94111  
Telephone: 415/773-3134

Full name of sole or first inventor Panayiotis P. Constantinides

Inventor's signature Panayiotis P. Constantinides Date Jan. 29, 2001

Residence 95 Berkshire Court, Gurnee IL 60031

Citizenship USA

Post Office Address 95 Berkshire Court, Gurnee IL 60031

Full name of second joint inventor, if any, Karel J. Lambert

Inventor's signature Karel J. Lambert Date JAN 24, 2001

Residence P.O. Box 871, Woodinville, WA 98071

Citizenship USA

Post Office Address P.O. Box 871, Woodinville, WA 98071

Full name of third joint inventor, if any, Alexander K. Tustian

Inventor's signature Alex K. Tustian Date 1/24/01

Residence 3927 243rd Place S.E., Bothell, WA 98021

Citizenship USA

Post Office Address 3927 243rd Place S.E., Bothell, WA 98021

Full name of fourth joint inventor, if any, Andrew M. Nienstedt

Inventor's signature Andrew M. Nienstedt Date 01/25/01

Residence 3038 N.W. 61st Street, Seattle, WA

Citizenship United States

10057844.012503

Post Office Address 3038 N.W. 61st Street, Seattle, WA

Full name of fifth joint inventor, if any, \_\_\_\_\_

Inventor's signature \_\_\_\_\_

\_\_\_\_\_ Date

Residence \_\_\_\_\_

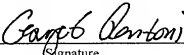
Citizenship United States

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RECORDATION FORM COVER SHEET  
PATENTS ONLY

**COPY**  
Patent and Trademark Office  
Attorney Docket No. USNUS117704

To the Director - U.S. Patent and Trademark Office: Please record the attached original documents or copy thereof.

<p>1. Submission Type</p> <p><input checked="" type="checkbox"/> New</p> <p><input type="checkbox"/> Resubmission (Non-Recordation)</p> <p>Document ID# _____</p> <p><input type="checkbox"/> Correction of PTO Error: Reel _____, Frame _____</p>	<p>2. Conveyance Type:</p> <p><input checked="" type="checkbox"/> Assignment <input type="checkbox"/> Security Agreement</p> <p><input type="checkbox"/> License <input type="checkbox"/> Change of Name</p> <p><input type="checkbox"/> Merger <input type="checkbox"/> Other:</p>
<p>3. Names of conveying parties:</p> <p>Panayiotis P. Constantinides Karel J. Lambert Alexander K. Tustian Andrew N. Nienstedt</p> <p>Execution Date: October 2, 2001 October 11, 2001 October 15, 2001 October 23, 2001</p>	<p>4. Name and address of receiving party:</p> <p>Name: Sonus Pharmaceuticals, Inc.</p> <p>Address: 22026 - 20th Avenue SE Bothell, Washington 98021</p>
<p>Additional name(s) of conveying party(ies) attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p>	
<p>5. Application number(s) and/or patent number(s):</p> <p>A. Patent Application No(s). 09/671,753      B. Patent No(s).</p> <p>Additional numbers attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p> <p>If this document is being filed together with a new patent application, enter the date the patent application was signed by the first named executing inventor: _____</p>	
<p>6. Name and address of party to whom correspondence concerning document should be mailed:</p> <p>George E. Renzoni, Ph.D., Esq. Customer No. 26389 CHRISTENSEN O'CONNOR JOHNSON KINDNESS<sup>PLLC</sup> 1420 Fifth Avenue, Suite 2800 Seattle, WA 98101-2347 206.682.8100</p>	<p>7. Total number of applications and/or patents involved: 1</p> <p>8. Total fee (37 C.F.R. 3.41):.....\$40.00</p> <p>Enclosed Check No. <u>133421</u> includes the recordation fee.</p> <p>9. <input type="checkbox"/> The fee is authorized to be charged to Deposit Account No. 03-1740. (A duplicate copy of this page is enclosed.)</p> <p>10. The Director is hereby authorized to charge any fees under 37 C.F.R. § 3.41 which may be required by this paper, or credit any overpayment, to Deposit Account No. 03-1740.</p>
<p><b>DO NOT USE THIS SPACE</b></p>	
<p>11. Statement and signature:</p> <p><i>To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.</i></p> <p>_____ George E. Renzoni, Ph.D. Name of Attorney or Agent Registration No. 37,919 Direct Dial 206.695.1755</p> <p style="text-align: right; margin-right: 100px;">               Signature         </p> <p style="text-align: right;"> <u>11-7-01</u>              Date         </p> <p style="text-align: right;">Total number of pages, including cover sheet, attachments, and document: <u>5</u></p>	

I hereby certify that this correspondence is being deposited with the U.S. Postal Service in a sealed envelope as first class mail with postage thereon fully prepaid and addressed to Box Assignment, Director - U.S. Patent and Trademark Office, Washington, D.C. 20231, on the below date.

Date: November 7, 2001

GER:md

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Attorney Docket No: SNUS117704

## ASSIGNMENT

WHEREAS, we, Panayiotis P. Constantinides, residing at 95 Berkshire Court, Gurnee, Illinois 60031, Karel J. Lambert, residing at P.O. Box 971, Woodinville, Washington 98071, Alexander K. Tustian, residing at 3927 - 243rd Place SE, Bothell, Washington 98021 and Andrew M. Nienstedt, residing at 3038 NW 61st Street, Seattle, Washington 98107, are the inventors named in an application for Letters Patent of the United States, entitled COMPOSITIONS OF TOCOL-SOLUBLE THERAPEUTICS, Application No. 09/671,753, filed on September 27, 2000:

AND, WHEREAS, Sonus Pharmaceuticals, Inc., a Delaware corporation, having a principal place of business at 22026 - 20th Avenue SE, Bothell, Washington 98021 (hereinafter referred to as ASSIGNEE), is desirous of acquiring our entire right and title to and interest in our invention disclosed in said application;

NOW, THEREFORE, for sufficient, good and valuable consideration, the receipt of which is hereby acknowledged, we do hereby sell, assign and transfer unto ASSIGNEE our entire right and title to and interest in said application and said invention, including the right to apply for international patents and patents thereon in foreign countries in our name or in the name of ASSIGNEE, said invention and all applications and patents on said invention to be held and enjoyed by ASSIGNEE as entirely as the same would have been held and enjoyed by us had this sale, assignment and transfer not been made, and we do hereby further agree and promise to execute all instruments and render all such assistance as ASSIGNEE may request in order to make and prosecute any and all applications on said invention, to enforce any and all patents on said invention, and to confirm in ASSIGNEE legal title to said invention and all applications and patents on said invention, all without charge to ASSIGNEE but at no expense to us.

Executed at Lake Forest (city), Illinois, this 2<sup>nd</sup> day of October, 2001.

Panayiotis P. Constantinides  
Panayiotis P. Constantinides

~~Panayiotis P. Constantinides~~

STATE OF ILLINOIS )  
 ) ss.  
COUNTY OF Lake )

I certify that I know or have satisfactory evidence that Panayiotis P. Constantinides is the person who appeared before me, and said person acknowledged that he signed this

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instrument and acknowledged it to be his free and voluntary act for the uses and purposes mentioned in the instrument.

Dated: October 2, 2001



Sharon Leinbach  
Signature  
Notary Public  
My appointment expires November 2003

\*\*\*\*\*

Executed at Seattle (city), Washington, this 11 day of Oct, 2001.

Karel J. Lambert  
Karel J. Lambert

STATE OF WASHINGTON )  
 ) ss.  
COUNTY OF KING )

I certify that I know or have satisfactory evidence that Karel J. Lambert is the person who appeared before me, and said person acknowledged that he signed this instrument and acknowledged it to be his free and voluntary act for the uses and purposes mentioned in the instrument.

Dated: 10-11-2001

(Seal or stamp)

Nancy Mae Coleman  
Signature  
Printed Name: NANCY MAE COLEMAN  
Notary Public  
My appointment expires 11-13-04

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\*\*\*\*\*

Executed at Bothell (city), Washington, this 15th day of October, 2001.

Alexander K. Tustian  
Alexander K. Tustian

STATE OF WASHINGTON )  
 ) ss.  
COUNTY OF ~~KING~~ Innomish )

I certify that I know or have satisfactory evidence that Alexander K. Tustian is the person who appeared before me, and said person acknowledged that he signed this instrument and acknowledged it to be his free and voluntary act for the uses and purposes mentioned in the instrument.

Dated: 10-15-01

(Seal or stamp)



Tunde I. Molnar  
Signature  
Printed Name: TUNDE I. MOLNAR  
Notary Public  
My appointment expires 11-04-02

\*\*\*\*\*

Executed at Seattle (city), Washington, this 23rd day of October, 2001.

Andrew M. Nienstedt  
Andrew M. Nienstedt

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STATE OF WASHINGTON       )  
                                      ) ss.  
COUNTY OF KING            )

I certify that I know or have satisfactory evidence that Andrew M. Nienstedt is the person who appeared before me, and said person acknowledged that he signed this instrument and acknowledged it to be his free and voluntary act for the uses and purposes mentioned in the instrument.

Dated: 10-23-01

(Seal or stamp)

Carol Merrell  
Signature  
Printed Name: CAROL Merrell  
Notary Public  
My appointment expires 3-29-04

GER:md

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